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STATE OF ARIZONA

FEB 25 2009

DEPARTMENT OF INSURANCE

DEF	71(OF	YIXX	JRANCI
BY		Δ	Salahan da s

In the Matter of	\
III the Matter of) Docket No. 09A-017-INS
INHOUSE HOME WARRANTY, INC.,) Docket No. 05/4-017-1105
,	ORDER SUMMARILY SUSPENDING
) SERVICE COMPANY PERMIT
) AND NOTICE OF OPPORTUNITY
) FOR HEARING
)
Respondent.)

The Arizona Department of Insurance (the "Department") alleges that InHouse Home Warranty, Inc. has violated provisions of Arizona Revised Statutes ("A.R.S."), Title 20. In light of the serious nature of these allegations, the Director of Insurance for the State of Arizona ("Director") finds that the public health, safety and welfare imperatively require emergency action, within the meaning of A.R.S. §41-1092.11(B).

FINDINGS OF FACT

- 1. InHouse Home Warranty, Inc. ("Respondent") holds a permit with the Department as a service company, which expires on December 31, 2009.
- 2. Respondent's address of record with the Department is: 9035 E. Pima Center Parkway, Suite 9, Scottsdale, Arizona 85258.
- On January 2, 2009, the insurer holding Respondent's surety bond notified the 3. Department that Respondent's surety bond was to be cancelled on February 1, 2009.
- 4. On January 6, 2009, the Department sent Respondent a letter at its mailing address of record, return receipt requested, notifying Respondent that it had failed to maintain

a surety bond as required by law. The Post Office returned the signed green card to the Department indicating Respondent had signed the card on January 7, 2009.

- 5. As of February 1, 2009, Respondent has not maintained a bond in favor of this State executed by a surety insurer authorized to do business in this State.
 - 6. The public health, safety and welfare imperatively require emergency action.

CONCLUSIONS OF LAW

- 1. The Director has jurisdiction.
- 2. Respondent's conduct constitutes a violation of the requirement that each service company maintain in force, while registered or until such time as all of the service company contractual obligations are satisfied, a bond in favor of this State executed by a surety insurer authorized to do business in this State, within the meaning of A.R.S. §§ 20-1095.03 and 20-1095.04.
- 3. Grounds exist to order a summary suspension within the meaning of A.R.S. §§ 41-1092.11(B) and 20-1095.08.

ORDER

IT IS HEREBY ORDERED THAT:

 Respondent's Arizona service company permit and authority to do business in this state is summarily suspended effective immediately.

DATED AND EFFECTIVE this 24th day of February, 2009.

CHISTINA URIAS
Director of Insurance

NOTICE OF OPPORTUNITY FOR HEARING

Pursuant to Title 20 of the Arizona Revised Statutes, Respondent is hereby notified that Respondent may request a hearing pursuant to A.R.S. § 20-161 to contest the summary suspension. Such request must be in writing and received at the following address within thirty (30) days from the date hereof:

Arizona Department of Insurance 2910 North 44th Street, Suite 210 Phoenix, Arizona 85018-7269

Upon receipt of a timely written request for hearing, the Director will issue an order setting the time and place of the hearing.

COPY of the foregoing mailed, return receipt requested, this $_{25\,{\rm th}}$ day of $_{\overline{\rm Rebruary}}$, 2009, to:

InHouse Home Warranty, Inc. 9035 East Pima Center Parkway, #9 Scottsdale, Arizona 85258 Respondent

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Brock Kuchynka
InHouse Warranty, Inc.
9035 East Pima Center Parkway, #9
Scottsdale, Arizona 85258

Respondent

COPY of the foregoing mailed this 25th day of February , 2009, to:

Mary Butterfield, Assistant Director
Mary E. Kosinski, Exec. Asst. – Regulatory Affairs
Dean Ehler, Property and Casualty Division
Jack Sneathen, Property and Casualty Division
Arizona Department of Ingurance

Arizona Department of Insurance 2910 N. 44th Street, Suite 210 Phoenix, Arizona 85018

Gerrie Marks, Deputy Director

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Office of the Attorney General
Consumer Protection and Advocacy Section
Agency Unit
1275 W. Washington
Phoenix, Arizona 85007-2997